IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(***Special Original Jurisdiction***)

TUESDAY, THE NINETEENTH DAY OF APRIL
TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 4503 of 2005

Between :

Mr. Sajjan Kumar Dhull, S/o. Sh. Eshwar Singh Dhull,
R/o. G-6, Sri Sai Chandrakala Apartments, Bowenpally, Secunderabad.

..... PETITIONER

A N D

1. The Prohibition & Excise Superintendent, Hyderabad

District at Hyderabad.
2) The District Collector, Hyderabad District at Hyderabad.
3) The Commissioner of Prohibition & Excise, Government of

A.P. Hyderabad.

4. The Government of A.P. Rep. by its Principal Secretary, Revenue

(Excise-II) Department, Secretariat, Hyderabad.

..... RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus, or any other appropriate writ, order or direction, declaring action of the respondents in not refunding the application fee of Rs. 5,000/- and 1/3rd of annual licence fee Rs. 4,10,000/- to the petitioner which is paid on 17-2-2005 as illegal, arbitrary, illegal, unjust and against principles of natural justice and set aside the same and direct the respondents to refund the application fee of Rs. 5,000/- along with 1/3rd of annual licence fee Rs. 4,10,000/- to the petitioner along with an

interest of 18% pa and pass such other order or orders as may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : MR.AMARNATH GOUD THODUPUNURI

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following **:** (order follows 2nd page)

O R D E R:

When the matter is listed today, the learned counsel for the petitioner seeks leave of this Court to withdraw this writ petition with a leave to avail such remedies as may be available to the petitioner in law. Leave is accordingly granted.

The writ petition is accordingly dismissed as withdrawn. It is needless to observe that if the petitioner avails any such remedy, the same shall be considered on its own merits uninfluenced by the dismissal of this writ petition.

APRIL 19, 2005. ----------

I S L ELIPE DHARMA RAO, J.

To

1) 2 CD copies.

2) 1 C.C. to the Govt.Pleader for Excise, High Court Buildings, High Court of

AP Hyderabad.

3) 1 C.C. to Mr.Amarnath Goud Thodupunuri, Advocate for the petitioner,

Bar Association, High Court of AP Hyderabad.

4) The Prohibition & Excise Superintendent,Hyderabad District,Hyderabad.

6) The District Collector, Hyderabad District at Hyderabad.

7) The Commissioner of Prohibition & Excise, Government of A.P.Hyderabad.

8) The Government of A.P. Rep. by its Principal Secretary, Revenue

(Excise-II) Department, Secretariat, Hyderabad.